

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF MISSISSIPPI
GREENVILLE DIVISION

UNITED STATES OF AMERICA

VS.

CRIMINAL NO. 4:15-cr-050

MICHAEL ALLEN TARVER

MOTION FOR EARLY DISCLOSURE OF JENCKS ACT MATERIAL

COMES NOW, Michael Allen Tarver, by and through undersigned counsel, and asks this Honorable Court to order the early production of material covered by 18 U.S.C. § 3500, including Grand Jury Transcripts, 302's and witness statements, commonly referred to as the Jencks Act. In support thereof, Defendant would show unto the Court the following:

At issue in this case, is the time and degree to which the government became involved in the investigation. The government is not producing relevant documents, including communications between Boyle Skene Water Association, use of GPS tracking device (which should have required a warrant), police reports, chain of custody and other documents under the argument that all of this, in fact, the whole investigation, was conducted by Boyle Skene Water association which is a private entity. The defense cannot adequately evaluate, prepare or defend Mr. Tarver consistent with the Fourth, Fifth, Sixth and Eighth amendment of the United States Constitution without this information.

The early disclosure of any witness statements of the codefendants could speed the resolution of this matter and would be in the interests of judicial economy.

WHEREFORE PREMISES CONSIDERED, the Defendant respectfully requests that this Motion for Early Disclosure of Jencks Act Material be received and considered by this Honorable Court and an Order issue requiring the early production of information covered

RESPECTFULLY SUBMITTED, this 8th day of October, 2015.

By: /s/ Cynthia A. Stewart
CYNTHIA A. STEWART

SUBMITTED BY:

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CERTIFICATE OF SERVICE

I, Cynthia A. Stewart, do hereby certify that I have this day caused to be filed a true and correct copy of the foregoing document using the Court's CM/ECF system, which sent a true and correct copy of the same to all counsel of record.

SO CERTIFIED, this the 8th day of October, 2015.

/s/ Cynthia A. Stewart

Cynthia A. Stewart